# 2003 DRAFTING REQUEST

### Bill

FE Sent For:

Received: 01/20/2003  Wanted: Soon  For: Administration-Budget					Received By: btradewe  Identical to LRB:  By/Representing: Caucutt			
This file	e may be shown	to any legislat	or: NO		Drafter: btradewe			
May Contact:					Addl. Drafters:			
Subject	: Enviro	nment - solid h	az. waste	-	Extra Copies:			
Submit	via email: YES							
Request	ter's email:							
Carbon	copy (CC:) to:							
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DOA:	Caucutt -							
Topic:								
Elimina	te staff for wast	te facility siting	board				•	
Instruc	etions:							
See Atta	ached							
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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required	
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# 2003 DRAFTING REQUEST

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Requester's email:					
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See Attached					
<b>Drafting History:</b>	**************************************				
Vers. <u>Drafted</u>	Reviewed Typed	Proofed	Submitted	<u>Jacketed</u>	Required
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### Tradewell, Becky

From:

Miller, Steve

Sent:

Sunday, January 19, 2003 8:46 PM

To:

Tradewell, Becky

Subject:

FW: Waste Facilities Siting Board

Becky, to whom should this one go? SRM

----Original Message----

From:

Caucutt, Dan

Sent:

Sunday, January 19, 2003 12:54 PM

To:

Miller, Steve

Cc:

Schaeffer, Carole; Dombrowski, Cynthia

Subject:

Waste Facilities Siting Board

We wish to remove staff support for this board and to have any ancillary support provided by the Division of Hearings and Appeals. Could you opine if this needs drafting, and follow thru if it does?

Thank you.

Exec. director-15.105(12)(e)4(f) 230.08(2)(x)



# State of Misconsin 2003 - 2004 LEGISLATURE 500N(m/20)

LRB-1614/1 RCT/......

DOA:.....Caucutt - Eliminate staff for waste facility siting board

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

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AN ACT COOR SCOK

AN ACT ...; relating to: the budget.

### Analysis by the Legislative Reference Bureau

## **ENVIRONMENT**

### OTHER ENVIRONMENT

Under current law, the Waste Facility Siting Board (WFSB) has responsibilities related to negotiation and arbitration between local governments and persons who want to establish or expand solid waste disposal facilities. WFSB is attached to DOA for administrative purposes. Current law authorizes WFSB to appoint an executive director outside of the classified service.

This bill eliminates the authority of WFSB to appoint an executive director. The bill requires the Division of Hearings and Appeals, which is also attached to DOA for administrative purposes, to provide staff to assist WFSB in performing its duties.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**SECTION 1.** 15.105 (12) (e) of the statutes is repealed.

1

1	<b>SECTION 2.</b> 15.105 (12) (f) of the statutes is amended to read:
2	15.105 (12) (f) Assistance. The executive director board may request any state
3	agency to provide assistance necessary for the board to fulfill its duties.
	History: 1971 c. 40, 164, 270; 1973 c. 90, 333; 1975 c. 397; 1977 c. 29 s. 1649; 1977 c. 196 ss. 9, 10; 1977 c. 325, 392, 396, 418, 447; 1981 c. 20, 62, 182, 350, 374; 1983 a. 27, 91; 1983 a. 192 s. 303 (7); 1983 a. 371; 1985 a. 29 ss. 68 to 70, 87, 3202 (27); 1985 a. 180 s. 30m; 1987 a. 27, 142; 1987 a. 147 s. 25; 1987 a. 204, 342; 1989 a. 31, 56, 107, 345; 1991 a. 212, 269; 1993 a. 75, 246, 349, 437, 465, 491; 1995 a. 27 ss. 79 to 118p, 9116 (5), 9126 (19); 1995 a. 221, 225; 1997 a. 3, 27, 247; 1999 a. 9, 105, 185; 2001 a. 16 ss. 139, 174, 109.
4	SECTION 3. 230.08 (2) (x) of the statutes is repealed.
5	289.33 SECTION 4. 298.33 (13) of the statutes is created to read:
1	SECTION 4. 200.00 (10) of the statutes is created to read.
6	, V
7	appeals created under s. 15.103 (1) shall provide staff to assist the board in
8	performing its duties.
9	(END)

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1614/1dn RCT:...:

emb

dall

Dan Caucutt:

This is the draft that eliminates the executive director of the Waste Facility Siting Board and requires the Division of Hearings and Appeals to provide the Board with staff support. I noticed that the Division has authority to charge departments fees for the hearings that it conducts (see s. 227.43 (3)). The fees are credited to s. 20.505 (4) (kp). Should this draft authorize the Division to charge the Board for the services that the Division provides?

Becky Tradewell Managing Attorney Phone: (608) 266–7290

E-mail: becky.tradewell@legis.state.wi.us

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1614/1dn RCT:cmh:jf

January 21, 2003

#### Dan Caucutt:

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Becky Tradewell Managing Attorney Phone: (608) 266–7290

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### State of Misconsin 2003 - 2004 LEGISLATURE

LRB-1614/1 RCT:cmh:jf

DOA:.....Caucutt – Eliminate staff for waste facility siting board

FOR 2003–05 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

# Analysis by the Legislative Reference Bureau ENVIRONMENT

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# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 2 Section 1. 15.105 (12) (e) of the statutes is repealed.
- 3 Section 2. 15.105 (12) (f) of the statutes is amended to read:

1	15.105 (12) (f) Assistance. The executive director board may request any state
2	agency to provide assistance necessary for the board to fulfill its duties.
3	SECTION 3. 230.08 (2) (x) of the statutes is repealed.
4	SECTION 4. 289.33 (13) of the statutes is created to read:
5	289.33 (13) DIVISION OF HEARINGS AND APPEALS. The division of hearings and
6	appeals created under s. 15.103 (1) shall provide staff to assist the board in
7	performing its duties.
8	(END)